

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

TENTATIVE ORDER NO. R9-2003-76

AN ORDER RESCINDING ORDER NO. 95-123

**WASTE DISCHARGE REQUIREMENTS FOR TELEDYNE RYAN AERONAUTICAL
DREDGE AND FILL ACTIVITIES, CONVAIR LAGOON CAPPING PROJECT
SAN DIEGO COUNTY**

The California Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), finds that:

1. On October 17, 1986, the Regional Board Executive Officer issued *Cleanup and Abatement Order No. 86-92 for Teledyne Ryan Aeronautical near Lindbergh Field, San Diego County* for the discharge of waste containing polychlorinated biphenyls (PCBs), several trace metals, and volatile organic compounds to the Convair Lagoon portion of San Diego Bay. Addenda No. 8 and 9 identified the sand cap alternative as the preferred remediation alternative.
2. On December 14, 1995, this Regional Board adopted Order No. 95-123, *Waste Discharge Requirements for Teledyne Ryan Aeronautical Dredge and Fill Activities, Convair Lagoon Capping Project, San Diego County*. Order No. 95-123 established requirements for the construction of the sand cap in Convair Lagoon.
3. By letter dated June 20, 1998, Teledyne Ryan Aeronautical notified the Regional Board that all cap construction activities were complete.
4. The discharge of waste, which was subject to Order No. 95-123, has been terminated.
5. The Regional Board has notified all known interested parties of its intent to rescind Order No. 95-123.
6. The Regional Board, in a public hearing, heard and considered all comments pertaining to the rescission of Order No. 95-123.
7. Rescission of requirements upon termination of a discharge does not constitute a "project" to be carried out or approved by the Regional Board to which the California Environmental Quality Act (CEQA) would apply (Public Resources Code 21080).

IT IS HEREBY ORDERED that Order No. 95-123 is rescinded.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an addendum adopted by the California Regional Water Quality Control Board, San Diego Region, on March 12, 2003.

TENTATIVE

JOHN H. ROBERTUS